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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit 1616

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Arlington, VA, 22313-1450 on the date shown below:

August 5, 2004

John Wurst  
John Wurst

Petition Pursuant to 37 CFR 1.181(a) From Examiner's  
Holding of Abandonment of the Application

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RECEIVED**  
**AUG 13 2004**  
**OFFICE OF PETITIONS**

Dear Sir:

Applicants respectfully request the withdrawal of the holding of abandonment of the above-identified patent application as stated per the Notice of Abandonment dated July 16, 2004. Applicants filed on February 24, 2004, an amendment to the outstanding Office Action (dated August 25, 2003) along with a petition for a three-month extension of time, an extension of time fee in the form of a check for \$475 and a return postcard (see Exhibit A). As shown in the attached Exhibit B, which is a true copy of the original cashed Extension of Time check, the Patent

Appl. No. : 10/029,712  
Filed : December 19, 2001

Office cashed the Extension of Time check of \$475 which demonstrates that the response to the Office Action, Petition for an Extension of Time and check were in fact received by the Patent Office. However, for reasons which are unclear, applicants' attorney did not receive the return post card. Applicants hereby respectfully petition for a withdrawal of holding of abandonment of the above-stated patent application on the basis that a timely response to the Office Action was in fact filed.

This Petition is being filed within two months of receipt of the Notice of Abandonment. No fee is believed due with this response; however, if a fee is required, the Commissioner is authorized to debit Account No. 011008. If there are any questions concerning this response, applicants' attorney can be reached at the telephone number stated below.

Respectfully submitted,

Dated: 8/5/04

By: 

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